

**THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON OCTOBER 1, 2008, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT AND R. SCOTT CROSWELL III, MEMBER. LET THE RECORD SHOW THAT COMMISSIONER WALKER WAS ABSENT THIS DATE. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.**

**LET THE RECORD SHOW:** David L. Spinney, County Administrator, presented Scot Lahrmer, Assistant County Administrator, with a plaque from the International City/County Management Association (ICMA) in honor of twenty-five years of service to local government. Mr. Lahrmer was recognized by ICMA for his contributions and achievements at the 94<sup>th</sup> annual ICMA Conference on 09/24/08.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 163-08/PAYMENT OF BILLS...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **163-08** resolving to approve payment to vendors as set forth in the General Ledger Distribution Report(s) and Procurement Card Transaction Report presented by the County Auditor 09/29/08 in the total amount of \$1,624,206.60, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY... AGREEMENT WITH BIO-KEY INTERNATIONAL, INC. TO PROVIDE SOFTWARE MAINTENANCE AND SUPPORT SERVICES FOR THE 800 MHZ MOBILE DATA SYSTEM MESSAGE SWITCH FOR SAME...08-0919-001...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Ralph H. Justus, Systems Manager, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute an Agreement by and between the County of Clermont, Ohio, and Bio-Key International, Inc., 300 Nickerson Road, Marlborough, Massachusetts 01752 to provide software maintenance and support services for the 800 MHz Mobile Data System Message Switch in the amount of \$28,627.40, effective 10/01/08 through 09/30/09, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/RECORDS MANAGEMENT DIVISION...CONTRACT SERVICES AGREEMENT WITH CLERCO, INC. FOR THE PROVISION OF A WORK SERVICES PROGRAM FOR SAME...08-0925-**

**001...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to execute a Contract Services Agreement by and between the County of Clermont, Ohio, and Clerco, Inc., 4231 Grissom Road, Batavia, Ohio 45103 for the provision of a Work Services Program to be utilized by the Clermont County Records Management Division, at a cost not to exceed \$10,300.00, effective 10/15/08 through 10/14/09, pursuant to the terms and conditions specified therein

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON BETHEL-CONCORD ROAD IN WILLIAMSBURG TOWNSHIP...08-0926-001...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize a temporary detour to through traffic on Bethel-Concord Road in Williamsburg Township for the period of **Monday, 10/13/2008 through Friday, 11/07/08**, for a bridge repair, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore, pursuant to Section 5543.17 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...REQUEST TO INITIATE PROCEDURES TO VACATE CASH ALLEY AND PORTIONS OF PLUM ALLEY SITUATED IN JACKSON TOWNSHIP AND PUBLICATION OF LEGAL NOTICE RELATIVE TO THE VIEWING AND FINAL HEARING THEREON...08-0815-001...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to approve a request to initiate procedures to vacate all of Cash Alley and portions of Plum Alley situated in Jackson Township, Clermont County, Ohio, as set forth in the Petition for Vacating a Public Road submitted by David S. Mann, Mann & Mann, LLC, Attorneys at Law, 1900 Kroger Building, 1014 Vine Street, Cincinnati, Ohio 45202-1141, for and on behalf of his client, Stanley Kuntz, Jr., 2919 Jackson Pike, Batavia, Ohio 45103, pursuant to Section 5553.04 of the Ohio Revised Code and further resolve to authorize the Clerk of the Board to place Legal Notice in the Clermont Sun for two consecutive weeks commencing Thursday, October 9, 2008, designating the date and time of the Viewing and the date, time, and location of the Final Hearing for the proposed vacation thereon pursuant to Section 5553.05 of the Ohio Revised Code. The **Viewing** and **Final Hearing** on the Proposed Vacation of all of Cash Alley and portions of Plum Alley situated in Jackson Township to be held on **Tuesday, October 28, 2008**, with the Viewing at **11:00 A.M.** Local Time and the Final Hearing at **2:00**

**P.M.** Local Time in the Office of the Board of County Commissioners, Clermont County, Ohio, 101 East Main Street, Batavia, Ohio 45103-2960.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...REQUESTS TO INITIATE PROCEDURES TO VACATE AN UNNAMED ALLEY BETWEEN LOT NUMBER 2 AND LOT NUMBER 3 AND FIRST STREET BETWEEN LOT NUMBER 30 AND LOT NUMBER 55 (FORMERLY LOT NUMBER 31) SITUATED WITHIN THE UNINCORPORATED VILLAGE OF PALESTINE IN PIERCE TOWNSHIP AND PUBLICATION OF LEGAL NOTICE RELATIVE TO THE VIEWING AND PUBLIC HEARING THEREON...08-0522-008 AND 08-0819-002...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to approve the requests of the Board of Pierce Township Trustees to initiate procedures to vacate an Unnamed Alley between Lot Number 2 and Lot Number 3 and First Street between Lot Number 30 and Lot Number 55 (formerly Lot Number 31) situated within the unincorporated Village of Palestine in Pierce Township, Clermont County, Ohio, pursuant to Section 5553.04 of the Ohio Revised Code and further resolve to authorize the Clerk of the Board to place Legal Notice in the Clermont Sun for two consecutive weeks commencing Thursday, October 9, 2008, designating the date and time of the Viewing and the date, time, and location of the Public Hearing for the proposed vacation thereon pursuant to Section 5553.05 of the Ohio Revised Code. The **Viewing** on the Proposed Vacation of an Unnamed Alley between Lot Number 2 and Lot Number 3 and First Street between Lot Number 30 and Lot Number 55 (formerly Lot Number 31) situated within the unincorporated Village of Palestine in Pierce Township will be held on site on **Monday, October 27, 2008, on or about 11:00 A.M. Local Time**. The **Final Hearing** on the Proposed Vacation of an Unnamed Alley between Lot Number 2 and Lot Number 3 and First Street between Lot Number 30 and Lot Number 55 (formerly Lot Number 31) situated within the unincorporated Village of Palestine in Pierce Township will be held on **Tuesday, October 28, 2008, at 2:30 P.M. Local Time** in the Office of the Board of County Commissioners, Clermont County, Ohio, 101 East Main Street, Batavia, Ohio 45103-2960.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**IN RE: CLERMONT COUNTY JUVENILE COURT...REQUEST TO JOIN PROFESSIONAL ORGANIZATIONS AND AUTHORIZATION FOR REIMBURSEMENT OF ROUTINE TRAVEL EXPENSES RELATIVE THERETO...08-0109-001...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Judge Stephanie Wyler, Clermont County Juvenile Court, with the concurrence of David L. Spinney, County Administrator, to approve the request to join professional organizations and to authorize payment of the annual dues in the amounts outlined below for membership therein, pursuant to Section 325.21 of the Ohio Revised Code and to authorize reimbursement of **routine travel expenses** associated therewith (*excluding expenses for overnight accommodations, meals for more than one day, registration fees, tuition, and/or*

*transportation by common carrier*) pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2008 and any and all amendments subsequent thereto:

| Elected Official or Department/Employee                           | Organization                                      | Annual Dues | Term                            |
|---|---|-------------|---------------------------------|
| Clermont County Juvenile Court<br>Sarah Johnson<br>Randall Dorsey | Ohio Association of Pupil Services Administrators | \$360.00    | 08/01/08<br>through<br>06/01/09 |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;      Mr. Proud, Yea;      Mrs. Walker, Absent.

**IN RE:            OFFICE OF PUBLIC INFORMATION...MAINTENANCE AGREEMENT  
FOR THE PROVISION OF MAINTENANCE ON OFFICE EQUIPMENT  
FOR SAME...08-0918-004...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Kathy Lehr, Director, Office of Public Information, with the concurrence of David L. Spinney, County Administrator, to execute a Maintenance Agreement for the provision of maintenance on the following equipment at the rate and the term outlined below pursuant to the terms and conditions set forth therein:

| Elected Official or Department | Vendor   | Equipment/Model #/<br>Serial Number(s)     | Rate  | Term                            |
|--------------------------------|--|--|---|---------------------------------|
| Office of Public Information   | Peter Paul Office Equipment, Inc.<br>711 Carr Street<br>Cincinnati, Ohio 45203 | Gestetner 1802D Copier<br>S/N: H6826101597 | \$295.00, plus<br>\$0.0295 per<br>copy in excess<br>of 10,000<br>copies | 09/18/08<br>through<br>09/17/09 |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;      Mr. Proud, Yea;      Mrs. Walker, Absent.

**IN RE:            BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY  
ACTIONS FOR FISCAL YEAR 2008...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2008 (Resolution Number 207-07) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

**BUDGET TRANSFER OF FUNDS:**

|                  |   |
|------------------|---|
| \$      3,000.00 | From Public Assistance Fund 204-6240-5200 to 204-6240-5121 (Job & Family Services Administration Fringe Benefits to Overtime)           |
| \$     24,000.00 | From Public Assistance Fund 204-6241-5200 to 204-6241-5121 (Job & Family Services Social Services Division Fringe Benefits to Overtime) |

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2008:

|                 |                                   |               |                     |
|-----------------|-----------------------------------|---------------|---------------------|
| \$ 3,109,200.86 | General Fund                      | 100-1308-7000 | Reimb/Transfers/Adv |
| \$ 35,000.00    | Dog & Kennel Fund                 | 202-5210-5300 | Purchased Services  |
| \$ 336,000.00   | Motor Vehicle & Gasoline Tax Fund | 206-3092-5300 | Purchased Services  |
| \$ 3,484.22     | Narcotics Unit Fund               | 232-4192-5121 | Overtime            |
| \$ 902.40       | Narcotics Unit Fund               | 232-4192-5200 | Fringe Benefits     |

CASH TRANSFER OF FUNDS:

|                 |   |
|-----------------|---|
| \$ 3,109,200.86 | From General Fund 100-1308-7230-1305 to Planning & Development Capital Fund 418-0418-4811-1305 (CASH CODE THIS REVENUE TO 418-0418-1010-1305) |
|-----------------|---|

REIMBURSEMENT OF FUNDS:

|              |  |
|--------------|--|
| \$ 3,221.89  | From Public Assistance Fund 204-6240-7220 to Family & Children First Fund 944-0944-4821-7003 (TANF Administration) |
| \$ 58,074.34 | From Public Assistance Fund 204-6240-7220 to Family & Children First Fund 944-0944-4821-7004 (TANF Program)        |

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes;     Mr. Proud, Yea;     Mrs. Walker, Absent.

IN RE:            TRAINING   AND   TRAVEL   REQUESTS...REIMBURSEMENT   OF  
EXPENSES RELATIVE TO SAME...APPROVED

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2008 and any and all amendments subsequent thereto:

**BOARD OF COUNTY COMMISSIONERS**

**Scot Lahrmer:** One (1) day – Cincinnati, Ohio – Cincinnati USA Regional Chamber Annual Luncheon – Total expenses not to exceed \$59.00.

**Scot Lahrmer:** One (1) day – Jackson, Ohio – Ohio Valley Regional Development Commission Annual Full Commission Meeting – Total expenses not to exceed \$25.00.

**CLERMONT COUNTY COURT OF COMMON PLEAS**

**Judge Jerry R. McBride:** One (1) day – Columbus, Ohio – Ohio Judicial Conference Collaborative Project on the Local Budget Process – Total expenses not to exceed \$30.00.

**DEPARTMENT OF JOB AND FAMILY SERVICES**

**Tim McCartney:** One (1) day – Jackson, Ohio – Ohio Valley Regional Development Commission Annual Full Commission Meeting – Total expenses not to exceed \$25.00.

**PROSECUTING ATTORNEY**

**David Frey:** One (1) day – Blacklick, Ohio – Ohio Township Association Law Directors Group Courses entitled “Alternatives for Financing Township Permanent Improvements, including Ohio Township Association Master Lease Program”, “Property Tax Collection and Valuation Issues at the County Level” and “Zoning - Garbage, Junk Vehicles and General Welfare” – Total expenses not to exceed \$192.53.

**COUNTY SHERIFF**

**Gary Payne and William Welch:** One (1) day – Blue Ash, Ohio – National Seminars Group Seminar entitled “How to Be an Outstanding Communicator” – Total expenses not to exceed \$308.00.

**Michael McConnell and Darrin Stallworth:** One (1) day – Cincinnati, Ohio – Career Track Seminar entitled “The Ultimate Supervisor” – Total expenses not to exceed \$258.00.

**CLERMONT COUNTY SEWER DISTRICT**

**Jeff Goetz:** One (1) day – Dublin, Ohio – Brickler and Eckler, LLP 2008 Sixth Annual Top Gun Construction Claims Seminar – Total expenses not to exceed \$441.10.

**DEPARTMENT OF PUBLIC SAFETY SERVICES**

**David Specht:** One (1) day – Batavia, Ohio – Association of Public Safety Communications Officials Communications Center Supervisor Online Training Course – Total expenses not to exceed \$399.00.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**IN RE: PERSONNEL ACTION FORMS...APPROVED**

\* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

**LET THE RECORD SHOW:** Robert Sander, Administrator, Human Resources Department, was present this date to introduce new county employees to the Board of County Commissioners.

**LET THE RECORD SHOW:** That a motion by Mr. Croswell, seconded by Mr. Proud, to approve the minutes of Regular Session of **10/01/08** carried with all members present voting affirmatively thereon.

**IN RE: ADJOURNMENT...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 1:33 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Proud, Yea; Mrs. Walker, Absent.

**BOARD OF COUNTY COMMISSIONERS  
CLERMONT COUNTY, OHIO**

**ROBERT L. PROUD, PRESIDENT  
MARY C. WALKER, VICE PRESIDENT  
R. SCOTT CROSWELL III, MEMBER**

**JUDITH KOCICA, CLERK OF THE BOARD**

**DATE APPROVED – 10/01/08**